

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re ITT Corporation Derivative Litigation

Case No. 07 Civ. 2878 (CLB)

AMENDED NOTICE OF MOTION TO DISMISS

PLEASE TAKE NOTICE THAT, upon the annexed Affidavit of David Elbaum, sworn to on November 30, 2007, the exhibits attached thereto, and the accompanying memorandum of law dated November 30, 2007, nominal defendant ITT Corporation will move this Court, before the Honorable Charles L. Brieant, at the United States Courthouse, 300 Quarropas Street, Courtroom 218, White Plains, New York 10601, at 10:00 a.m. on the 18th day of January, 2008 for an order dismissing the consolidated amended complaint with prejudice pursuant to Rule 23.1 of the Federal Rules of Civil Procedure.

DATED: December 4, 2007

Respectfully submitted,

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By 

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